Frank J. Martinez, Esq. (FJM-2149) THE MARTINEZ GROUP PLLC 55 Washington Street, Suite 316 Brooklyn, New York 11201 718.797.2341 Telephone 718.222.0481 Facsimile FM@martinezgroup.com

DEC 16 2008 **BROOKLYN OFFICE** 

## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

5059 THE FONT BUREAU, INC. Plaintiff, -against-**COMPLAINT** DAVID CHAVES (Individual), d/b/a FONTSHOP (Jury Trial Demanded) SWEDEN, and FONT & IMAGE AMERICA INC., WEINSTEIN, J. Defendants. DRELSKY, M.J.

Plaintiff, THE FONT BUREAU, INC.., ("FONT BUREAU"), by and through its attorneys, The Martinez Group PLLC, for its Complaint against Defendant DAVID CHAVES, d/b/a FONT SHOP SWEDEN and FONT & IMAGE AMERICA, INC., a Florida Corporation (together, "Defendant" or "Defendants" or "Chaves"), alleges as follows:

### NATURE AND SUBSTANCE OF THE ACTION

- Plaintiff files this action against Defendant for Trademark infringement under 15 U.S.C. 1. § 1117 and Unfair Competition under the Lanham Act, 15 U.S.C. § 1125; and Copyright Infringement under 17 U.S.C. § 101, et seq.; and applicable State laws.
- 2. This action is brought in response to a classic case of Trademark and Copyright infringement, specifically the unauthorized copying and commercial, for-profit use and

distribution of Plaintiff's copyrighted software and the Federally Registered Trademarks associated therewith; in particular, the wholesale copying and unauthorized distribution of over 500 of Plaintiff's type face font designs via Defendant's website (http://www.fontshop.se). Titles 15 and 17 of the United States Code (Trademark Act and Copyright Act) were enacted to provide remedies to patent and copyright owners who suffer damages by reason of such actions.

#### JURISDICTION AND VENUE

- 3. This is an action for Trademark and Copyright infringement arising under the Trademark Act 15 U.S.C. §§ 111, et seq., and the Copyright Act of 1976, 17 U.S.C. § 101 et seq., and for the related claims of Unfair Competition under 15 U.S.C. § 1125(a) and applicable State laws, which seeks the disgorgement of profits and/or Statutory damages, damages, costs and fees by reason of Defendant's ongoing infringement of Font Bureau's valid and subsisting Trademarks and Copyrights. This Court has jurisdiction of this action under 28 U.S.C. §§ 1331, 1332, 1338(a) and 1338(b), its supplemental jurisdiction, and under Rule 4 of the Federal Rules of Civil Procedure.
- 4. Venue is proper in this district under 28 U.S.C. §1391 and §1400 in that Defendant or Defendant's agents may be found in this District and Defendant transacts business in this District.

#### **PARTIES**

- 5. Plaintiff, The Font Bureau, Inc. ("Font Bureau") is a Massachusetts corporation with its principal place of business located at 50 Melcher Street, Suite 2, Boston, Massachusetts 02210.
- 6. Plaintiff Font Bureau, *inter alia*, a designer and manufacturer of electronic type face fonts.

- 7. Plaintiff Font Bureau has designed type face fonts since at least as early as 1978 and has designed type face fonts for Apple Computers, Microsoft Corporation, The Wall Street Journal, Hewlett Packard, Newsweek Magazine and The Chicago Tribune, among many others.
- 8. Defendant Chaves is an individual, conducting business via the internet as FontShop Sweden and having a place of business at 4012 Crossbill Lane, Fort Lauderdale, Florida 33331.
- 9. Defendant, Font & Image America Inc. is wholly owned by Defendant Chaves and is a Florida Corporation having an office at 4012 Crossbill Lane, Fort Lauderdale, Florida 33331,
- 10. Defendants are in the business of selling licenses to use electronic type face fonts and digital artwork.
- 11. Defendants are the owners of the www.fontshop.se website.
- 12. Defendants conduct business throughout the world, the United States, the State of New York, in the County of Kings, within the Eastern District.

#### **FACTS COMMON TO ALL CLAIMS**

- 13. Font Bureau is engaged in the business of designing, creating, producing, marketing and licensing the use of computer software in the nature of type face fonts in digital form for use with personal computers, commercial typesetting and printing devices, *inter alia*, its internet commerce website, www.fontbureau.com.
- 14. Font Bureau created or is the exclusive owner of all rights title and interests in and to the type face font designs and the software associated therewith.
- 15. Font Bureau has filed applications with U.S. Trademark Office for its many type face font designs.
- 16. Font Bureau has filed applications with the U.S. Copyright Office for the software related to its many type face font designs.

{00011368 v.1}

- 17. Font Bureau's various trademarks and copyrights have been accorded protection at both the U.S. Trademark Office and the U.S. Copyright Office, evidence of which is annexed hereto as Exhibit A and Exhibit B, respectively.
- 18. By reason thereof, Font Bureau is the owner of the exclusive rights in and to the trademarks and copyrighted software associated with its various type face font designs.
- 19. Font Bureau's trademarks and copyrights are valid and subsisting.
- 20. Font Bureau is and has been at all times alleged herein, the sole owner of all right, title and interest in and to the its various type face font designs and trademarks together with the software associated therewith.
- 21. Font Bureau has sold and continues to sell and derive significant revenue from the sale of its various trademarked type face font designs and software as well as, the licensing of the right to use, manufacture and make derivative copies thereof.
- 22. Font Bureau licenses for the use of its protected type face font designs and the software associated therewith and controls such licensing by way of its End User License Agreement (EULA), a copy of which is annexed hereto as Exhibit C.
- 23. The records of Font Bureau indicate that Defendant has purchased a single license to use only a single (1) Font Bureau type face font design; a copy of the license is annexed hereto as Exhibit D.
- 24. Font Bureau has not licensed or otherwise granted a right to Defendants to sublicense the Font Bureau type face font software to third parties.
- 25. Font Bureau has not licensed or otherwise granted a right to Defendants to create derivative versions of the Font Bureau type face font software and license the same to third parties.

{00011368 v.1} 4

- 26. Font Bureau has not licensed or otherwise granted a right to Defendants to sell or otherwise distribute products bearing the trademarks of the Font Bureau.
- 27. Defendants Chaves via his Font & Image American, Inc. business is the registered owner of the www.fontshop.se website, evidence of which is annexed hereto as Exhibit E.

#### DEFENDANT'S ACTIONS

- 28. Defendants have caused unlicensed and infringing copies of the various Font Bureau type face font designs and software to be made available for sale via its www.fontshop.se website, showings of which is annexed hereto as Exhibit F.
- 29. Defendants have not purchased any license permitting it to offer or distribute the copyrighted Font Bureau type face font software or to otherwise make derivative versions of the copyrighted Font Bureau type face font software.
- 30. The natural, probable and foreseeable result of Defendant's wrongful conduct has, and continues to be, to deprive Font Bureau of the benefits and revenue from the sale of appropriate licenses to use its protected type face font software, thereby causing injury to Font Bureau's relationships with present and prospective customers who rely on the cachet that exclusive licensing creates in the various Font Bureau type face font works.
- 31. Font Bureau has lost, and will continue to lose, substantial revenue from Defendant's wrongful use, manufacturing, copying, distribution and sublicensing of unauthorized and infringing copies of Font Bureau's type face font software.
- 32. Defendant's wrongful conduct has deprived, and will continue to deprive, Font Bureau of opportunities for expanding the goodwill associated with the sale of licenses to use its federally registered trademarks and copyrighted software.

# FIRST CAUSE OF ACTION TRADEMARK INFRINGEMENT and DILUTION 15 U.S.C. § 1117

- 33. Font Bureau repeats and realleges each and every allegation of the Complaint as set forth in Paragraphs 1 through 32, inclusive, and incorporates them herein by this reference.
- 34. Defendants have improperly copied and caused infringing copies of goods, bearing the false use of Font Bureau's protected trademarks, to be distributed via its www.fontshop.se website and by reason thereof has infringed and will continue to infringe Font Bureau's valuable trademarks in and to the many Font Bureau type face fonts identified herein.
- 35. Defendant's actions are likely to cause mistake or confusion as to the source of Font Bureaus' valuable type face font software products.
- 36. Defendant's actions are likely to dilute the distinctiveness of Font Bureau's trademarks.
- 37. Font Bureau is entitled to recover damages it has sustained and will continue to sustain, together with any gains, profits, and advantages obtained by Defendant as a result of the acts of infringement alleged herein, as well as attorneys' fees.
- 38. At present, the amount of such damages, gains, profits, and advantages cannot be fully ascertained by Font Bureau but are not less than \$1,200,000.
- 39. Font Bureau has no adequate remedy at law.

## SECOND CAUSE OF ACTION COPYRIGHT INFRINGEMENT 17 U.S.C. § 101

- 40. Font Bureau repeats and realleges each and every allegation of the Complaint as set forth in Paragraphs 1 through 39, inclusive, and incorporates them herein by this reference.
- 41. Defendants have, for a fee, improperly copied and caused infringing copies of Font Bureau's copyrighted type face font software, to be made available and distributed via his

www.fontshop.se website and by reason thereof have infringed and will continue to infringe Font Bureau's valuable copyrights in and to the software associated with its many type face font software designs.

- 42. Font Bureau is entitled to recover damages it has sustained and will continue to sustain, together with any gains, profits, and advantages obtained by Defendants as a result of the acts of infringement alleged herein, as well as attorneys' fees.
- 43. At present, the amount of such damages, gains, profits, and advantages cannot be fully ascertained by Font Bureau but are not less than \$1,200,000.
- 44. Font Bureau has no adequate remedy at law.

# THIRD CAUSE OF ACTION UNFAIR COMPETITION 15 U.S.C. §1125(a)

- 45. Font Bureau repeats and realleges each and every allegation of the Complaint as set forth in Paragraphs 1 through 44, inclusive, and incorporates them herein by this reference.
- 46. Defendant's unauthorized use and distribution of Font Bureau's type face font software on its www.fontshop.se webiste constitutes false advertising, false designation of origin, and false descriptions and representations that falsely describe and represent Defendant's goods and/or services as being connected, endorsed or otherwise associated with Font Bureau, and by reason thereof, creates a false description or representation in interstate commerce in violation of 15 U.S.C. § 1125(a) and by reason of such actions, Font Bureau has been and will continue to be so damaged.

- 47. Font Bureau is further entitled to recover damages it has sustained and will continue to sustain, together with any gains, profits, and advantages obtained by Defendant as a result of the acts of infringement alleged herein, as well as attorneys' fees.
- 48. At present, the amount of such damages, gains, profits, and advantages cannot be fully ascertained by Font Bureau but are not less than \$1,200,000.
- 49. Font Bureau has no adequate remedy at law.

### FOURTH CAUSE OF ACTION BREACH OF CONTRACT

- 50. Font Bureau repeats and realleges each and every allegation of the Complaint as set forth in Paragraphs 1 through 49, inclusive, and incorporates them herein by this reference.
- 51. Defendants have purchased merely one license to use merely one (1) of Font Bureau's type face font software products.
- 52. Defendant's actions constitute a breach of the terms of the End User License Agreement governing the use and distribution, if any, of the Font Bureau trademarks and copyright type face font software designs.
- 53. Font Bureau is further entitled to recover damages it has sustained and will continue to sustain, together with any gains, profits, and advantages obtained by Defendant as a result of the acts of infringement and breach of contract alleged herein, as well as attorneys' fees.
- 54. At present, the amount of such damages, gains, profits, and advantages cannot be fully ascertained by Font Bureau but are not less than \$1,200,000.
- 55. Font Bureau has no adequate remedy at law.

# FIFTH CAUSE OF ACTION DILUTION IN VIOLATION OF NEW YORK STATE GENERAL BUSINESS LAW §360-1

- 56. Font Bureau repeats and realleges each and every allegation of the Complaint as set forth in Paragraphs 1 through 55, inclusive, and incorporates them herein by this reference.
- 57. Defendant has been, and continues to be, engaged in unfair and deceptive practices in violation of Section 360-1 of New York State General Business Law.
- 58. By reason of Defendant's acts, Font Bureau has been seriously and irreparably injured, and unless Defendant is restrained, Font Bureau will continue to be so damaged.
- 59. Font Bureau is further entitled to recover damages it has sustained and will continue to sustain, together with any gains, profits, and advantages obtained by Defendant as a result of the acts of infringement alleged herein, as well as attorneys' fees.
- 60. At present, the amount of such damages, gains, profits, and advantages cannot be fully ascertained by Font Bureau but are not less than \$1,200,000.
- 61. Font Bureau has no adequate remedy at law.

WHEREFORE, Plaintiff respectfully requests and prays that this Court will:

- 1. Preliminarily and permanently enjoin and restrain Defendant, its officers, directors, principals, agents, servants, employees, successors and assigns, and all those in active concert or participation with it from:
- (a) imitating, copying, distributing, or making unauthorized use of Font Bureau's Registered Trademarks;

- (b) imitating, copying, distributing, or making unauthorized use of Font Bureau's registered and pending Copyrights for the software associated with its various type face fonts and;
- (c) manufacturing, creating, producing, advertising, promoting, or displaying any products bearing any simulation, reproduction, counterfeit, copy, derivative version, or colorable imitation of Font Bureaus copyrighted software associated therewith including all uses on the Internet;
- 2. Direct that Defendants deliver for destruction, at Defendant's expense, *inter alia*, all packages, boxes, film, computer files, disks, CD-Rom's, DVD's, videotapes, and all other recorded media together with all other items in its possession or under its control, bearing or using any software or products derived from Font Bureau's copyrighted type face font software and the trademarks associated therewith;
- 3. Direct that Defendants provide to Font Bureau a complete listing of all monies received from transactions conducted on its www.fontshop.se website or any other websites, irrespective of whether or not such other website is under its control.
- 4. Direct that Defendant identify every purchaser, by name, address, IP address and telephone number, of any type face font software purchased via its www.fontshop.se webiste or any other websites, irrespective of whether or not such other websites or under its control.
- 5. Direct that Defendant be required to pay Font Bureau actual damages in an amount not less than \$1,200,000 or all profits derived from the infringing use of Font Bureau's copyrighted software, or Statutory Damages as provided under Copyright Law, whichever is greater;
- 6. Direct that Defendant be required to pay to Font Bureau such other damages that it has sustained as a consequence of Defendant's breach of contract as well as the unauthorized use,

copying and distribution of Font Bureau's copyrighted software goods improperly bearing Font Bureau's registered trademarks;

- 7. Direct that Defendant be ordered to make a written report within a reasonable period of time to be filed with the Court detailing the manner of compliance with the requested injunctive and mandatory relief above;
- 8. Award Font Bureau the costs of this action, together with reasonable attorneys' fees; and
- 9. Award Font Bureau such other and further relief as the Court may deem just and proper.

#### JURY DEMAND

Plaintiff, The Font Bureau, Inc. hereby demands a trial by jury.

Dated: December 15, 2008

Respectfully submitted,

THE MARTINEZ GROUPPLLO

Frank J. Martinez (FJM-2149)

Attorneys for Plaintiff
The Font Bureau, Inc.

THE MARTINEZ GROUP PLLC 55 Washington Street, Suite 316 Brooklyn, New York 11201 718.797.2341 Telephone 718.222.0481 Facsimile FM@martinezgroup.com



## **United States Patent and Trademark Office**

A

Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

# Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sat Dec 13 04:03:19 EST 2008

TESS HOME NEW	USER STRUCTURED FREE F	ORM BROWSE C	SEARCH OG	PREV LIST	Next List	IMAGE LIST	Воттом
HELP							
Logout Ple	ase logout when you	ı are done	e to release s	system res	sources al	llocated fo	r you.
Start List At:	OR Jump	to record:	12 pa	23 <b>Rec</b> age: 1	-	s) foun	d (This
Refine Search	("font bureau")[OW]		Sı	ubmit			
Current Searcl	h: S2: ("font bureau")[0	<b>DW]</b> docs: 12	23 occ: 125				

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	78698062	3123660	ESCROW	TARR	LIVE
2	78628423	3085407	CENTURY FB	TARR	LIVE
3	78626524	3082813	ZINGHA	TARR	LIVE
4	78626492	3085342	SCOTCH FB	TARR	LIVE
5	78611056	3079517	OCCUPANT GOTHIC	TARR	LIVE
6	78563426		EAGLE	TARR	DEAD
7	78563412	3054910	SKYLINE	TARR	LIVE
8	78547684	3050357	SABER	TARR	LIVE
9	78188788	2775813	EPITAPH	TARR	LIVE
10	78480144	3069532	FARNHAM	TARR	LIVE
11	78382263	2991985	AMIRA	TARR	LIVE
12	78382236	2930936	ANTENNA	TARR	LIVE
13	78254052	2844908	SLOOP	TARR	LIVE
14	78254020	2838783	RACEWAY	TARR	LIVE
15	78224756	2813112	PRODUCTUS	TARR	LIVE
16	78224745	2813111	POUTY	TARR	LIVE
17	78224673		OCCUPANT GOTHIC	TARR	DEAD
18	78224651	2834512	GRAND CENTRAL	TARR	LIVE
19	78224635	2830058	PENNSYLVANIA	TARR	LIVE
20	78224604	2827957	EGGWHITE	TARR	LIVE
21	77609658		IBIS	TARR	LIVE
22	77564974		BADTYP	TARR	LIVE
23	77564882		NEON STREAM	TARR	LIVE
24	77564861		GRAFFITI	TARR	LIVE

25	77564822	<del></del>	ECRU	TARR	LIVE
26	77564716		DISPATCH	TARR	LIVE
27	77623097		READINGEDGE	TARR	LIVE
28	77609611		ZOCALO	TARR	LIVE
29	77370066	3484521	HOUSTON	TARR	LIVE
30	77292539	3440127	MODERNO FB	TARR	LIVE
31	77190650	3356019	VONNES	TARR	LIVE
32	77190636	3356018	QUIOSCO	TARR	LIVE
33	77190601	3356017	AMPLITUDE	TARR	LIVE
34	77174512	3368629	NARCISSUS	TARR	LIVE
35	77174489	3368628	MESA	TARR	LIVE
36	77174096	3355963	PHAISTOS	TARR	LIVE
37	77174091	3368603	STEREO	TARR	LIVE
38	77145000	3355558	BAUM	TARR	LIVE
39	77084692	3333739	CASEY	TARR	LIVE
40	77084522		SCOUT	TARR	LIVE
41	76464081	2766620	NATURE	TARR	LIVE
42	76464080	2747028	TRUTH	TARR	LIVE
43	76464079	2747027	ZENOBIA	TARR	LIVE
44	76358798	2628267	NUMSKILL	TARR	LIVE
45	76339140	2615211	BUREAU ROMAN	TARR	LIVE
46	76464082	2766621	HITECH	TARR	LIVE
47	76443537	ari ware	SABER	TARR	DEAD
48	76437326	2730928	WHITMAN	TARR	LIVE
49	76347459	2631478	LOVE	TARR	LIVE
50	76347458	2631477	PEACE	TARR	LIVE

TESS HOME NEW USER STRUCTURED FREE FORM BROWSEDICT SEARCH OG PREV LIST NEXT LIST IMAGE LIST TOP
HELP

[.HOME | SITE INDEX] SEARCH | BUSINESS | HELP | PRIVACY POLICY



# **United States Patent and Trademark Office**

Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

# Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sat Dec 13 04:03:19 EST 2008

TESS HOME NEW USER STRUCTURED FREE FO	ORM BROWSEDICT	SEARCH OG	PREV LIST	Next List	MAGE LIST	Воттом
Logout Please logout when you	u are done t	o release sv	stem res	ources al	located fo	r vou.
Start List OR Jump	to record:	123	Rec		) found	d (This
Refine Search ("font bureau")[OW]		Sub	mit			
Current Search: S2: ("font bureau")[0	<b>DW]</b> docs: 123	occ: 125				

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
51	76339139	2598043	OLD MODERN	TARR	LIVE
52	76013499	2437082	SPIRA	TARR	LIVE
53	76013498	2435285	COMRADE	TARR	LIVE
54	76013497		DISPATCH	TARR	DEAD
55	75893881	2426801	CAFETERIA	TARR	LIVE
56	75894078	2535533	NOBEL	TARR	LIVE
57	75682340	2637887	HERMES	TARR	LIVE
58	75894080	2425091	VILLAGE	TARR	LIVE
59	75894079	2425090	EMPIRE	TARR	LIVE
60	75893880	2426800	PILSNER	TARR	LIVE
61	75893879	2426799	ASPHALT	TARR	LIVE
62	75893878	2408799	BELIZIO	TARR	LIVE
63	75893877	2406391	BELUCIAN	TARR	LIVE
64	75893850	2519328	CITADEL	TARR	LIVE
65	75823049		ANTIQUE CONDENSED	TARR	DEAD
66	75822776	2675904	ALPHA BLOC	TARR	LIVE
67	75822775	2679390	ALPHA GEOMETRIQUE	TARR	LIVE
68	75772388	2357618	ARMADA FB	TARR	LIVE
69	75772387	2385397	ALHAMBRA	TARR	LIVE
70	75748205	2364440	TASSE	TARR	LIVE
71	75703934	2364328	ROCKET	TARR	LIVE
72	75691859	2343288	HIP HOP	TARR	LIVE
73	75691858	2445625	HOFFMANN	TARR	LIVE
74	75691857	2326620	SCAMP	TARR	LIVE

1 of 2 12/15/2008 2:00 PM

75	75691856	2385149	STREAMLINE	TARR	LIVE
76	75682338	2385111	HAMILTON	TARR	LIVE
77	75679020	2326505	BROK	TARR	LIVE
78	75588970	2356359	POYNTER	TARR	LIVE
79	75577133	2358818	BENTON	TARR	LIVE
80	75572114	2291224	BUSTER	TARR	LIVE
81	75536126	2274432	MAGNETO	TARR	LIVE
82	75534515	2274415	DALEYSGOTHIC	TARR	LIVE
83	75534514	2272273	SHELLSANS	TARR	DEAD
84	75534513	2272272	LOUPOT	TARR	LIVE
85	75306177	2202676	BUREAU GROTESQUE	TARR	LIVE
86	75306176	2202675	AARDVARK	TARR	LIVE
87	75175203	2200908	AGENDA	TARR	LIVE
88	75175204	2174314	BODEGA	TARR	LIVE
89	75460249	2247684	AGENCY	TARR	LIVE
90	75460245	2259214	NIAGARA	TARR	LIVE
91	75460244	2253373	RAVIE	TARR	LIVE
92	75460243	2247682	FB CALIFORNIAN	TARR	LIVE
93	75460242	2249489	BERLIN SANS	TARR	LIVE
94	75460241	2292232	SHOWCARD GOTHIC	TARR	LIVE
95	75460240	2264581	FONT BUREAU	TARR	LIVE
96	75393495	2222629	RATS	TARR	LIVE
97	75393491	2305222	GRIFFITH GOTHIC	TARR	LIVE
98	75393489	2222628	ANISETTE	TARR	LIVE
99	75393481	2224057	RHODE	TARR	LIVE
100	75393480	2222627	ELMHURST	TARR	LIVE

TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	SEARCH OG	PREV LIST	Next List	IMAGE LIST	TOP	
HELP										

|.HOME | SITE INDEX | SEARCH | BUSINESS | HELP | PRIVACY POLICY



# **United States Patent and Trademark Office**

Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

# Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sat Dec 13 04:03:19 EST 2008

TECE	HOME NEW USER	STRUCTURED FR	EE FORM BROWSEDICT	SEARCH OG P	SEV LIST NE	XT LIST MAGE LIST BOTTOM
	LP THE POSER	SINGCIONED PR	EE FORM BROWSEUSCT	SLARCH OU F	KEY LOST NE	XT LIST MAGE LIST BOTTOM
		logout when	you are done to	release syst	tem resou.	rces allocated for you.
•	•	Ü	•	,		·
Q+	art <b>List</b>	In	 mn <b>to</b>	123	Recor	ds(s) found (This
Ju	At:	OR Ju	mp to record:			~ 123)
				pag	G. 101	123)
Refi	ne Search ("for	nt bureau")[OV	/]	Subm	it	
0	S2	: ("font burea	u")[OW] docs: 123 d	occ: 125		
Curi	ent Search:					
	Serial Number	Rea. Number	Word Mark	Check Status	Live/Dead	
101	75393479	2290671	MILLER	TARR	LIVE	
	75393478	2337124	FRITZ	TARR	LIVE	
,	75393428	2217282	GANGLY	TARR	LIVE	
104	75341987	2223834	THROHAND	TARR	LIVE	
,	75341983	2240332	FOBIA	TARR	LIVE	
106	75341982	2241513	MENO	TARR	LIVE	
107	75341980	•	CAFETERIA	TARR	DEAD	
108	75341978	2242525	SAMSANS	TARR	LIVE	
109	75341946		TASSE	TARR	DEAD	
110	75341945		CONSTRUCTA	TARR	DEAD	
111	75306037	2252480	GIZA	TARR	LIVE	
112	75306036		GARAGE GOTHIC	TARR	DEAD	
113	75302492		WESSEX	TARR	DEAD	
114	75302462	2221237	AVALON	TARR	LIVE	
115	75302461	2225135	CONSTRUCTA	TARR	LIVE	
116	75302460	2227323	HIGHTOWER	TARR	LIVE	
117	75302459	2218295	GARAGE GOTHIC	TARR	LIVE	
118	75175202	2222151	INTERSTATE	TARR	LIVE	
119	75175201	2297220	IRONMONGER	TARR	LIVE	
·	75064041		FONT BUREAU	TARR	DEAD	
	75062609		IRONMONGER	TARR	DEAD	
	74658525		MILLENNIUM	TARR	DEAD	
123	74497685	1878543	ROXY	TARR	LIVE	***

1 of 2 12/15/2008 2:00 PM



## **United States Patent and Trademark Office**

Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

# Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Sat Dec 13 04:03:19 EST 2008

	<del></del> :	•	you are done to  mp to record:	123	Recor	rces allocated for you. ds(s) found (This ~ 123)
Refi	ne Search ("fo	nt bureau")[OV		Subm	it	
Curr	rent Search: S2	: ("font burea	u")[ <b>OW]</b> docs: 123 d	occ: 125		
	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead	
101	75393479	2290671	MILLER	TARR	LIVE	
102	75393478	2337124	FRITZ	TARR	LIVE	
103	75393428	2217282	GANGLY	TARR	LIVE	
104	75341987	2223834	THROHAND	TARR	LIVE	
105	75341983	2240332	FOBIA	TARR	LIVE	
106	75341982	2241513	MENO	TARR	LIVE	e didentification de la constant de
107	75341980		CAFETERIA	TARR	DEAD	
108	75341978	2242525	SAMSANS	TARR	LIVE	Per characteristics and the characteristics are characteristics and the charac
109	75341946		TASSE	TARR	DEAD	in proposales
110	75341945	•	CONSTRUCTA	TARR	DEAD	
111	75306037	2252480	GIZA	TARR	LIVE	The second secon
112	75306036	•	GARAGE GOTHIC	TARR	DEAD	
113	75302492		WESSEX	TARR	DEAD	
114	75302462	2221237	AVALON	TARR	LIVE	
115	75302461	2225135	CONSTRUCTA	TARR	LIVE	
116	75302460	2227323	HIGHTOWER	TARR	LIVE	H
117	75302459	2218295	GARAGE GOTHIC	TARR	LIVE	
118	75175202	2222151	INTERSTATE	TARR	LIVE	
119	75175201	2297220	IRONMONGER	TARR	LIVE	Name of the state

TARR

TARR

TARR

TARR

DEAD DEAD

DEAD

LIVE

**FONT BUREAU** 

IRONMONGER

MILLENNIUM

ROXY

1878543

120 75064041

121 75062609

122 74658525

123 74497685

|.HOME | SITE INDEX | SEARCH | BUSINESS | HELP | PRIVACY POLICY



Help

Search

History

Titles

Start Over

# **Public Catalog**

Copyright Catalog (1978 to present)

Search Request: Left Anchored Name = Font Bureau Search Results: Displaying 1 through 25 of 70 entries.

previous

1 26 51

next

Resort results by:

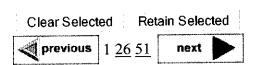
Set Search Limits

#	Name (NALL) <	Full Title	Copyright Number	Date
	Font Bureau, Inc.	Computer program for a Narcissus typefont.	TX0006614639	1995
[2]	Font Bureau, Inc.	Computer program for a Phaistos collection of typefonts.	TX0006614640	1991
[3]	Font Bureau, Inc.	Computer program for a STEREO typefont.	TX0006614638	1993
[ <u>4</u> ]	Font Bureau, Inc.	Computer program for STAR family of typefonts.	TX0005835090	1993
[5]	Font Bureau, Inc.	Computer programs for a MESA collection of typefonts.	TX0006614637	1995
[6]	Font Bureau, Inc.	Computer Programs for a MODERNO FB Collection of Typefonts.	TX0006861451	2007
[ <u>7</u> ]	Font Bureau, Inc.	Computer programs for a poynter agate family of typefonts.	TX0005826265	1997
[8]	Font Bureau, Inc.	Computer programs for a poynter gothic family of typefonts.	TX0005826262	1997
[9]	Font Bureau, Inc.	Computer programs for a poynter oldstyle display family of typefonts.	TX0005826264	1997
[10]	Font Bureau, Inc.	Computer programs for a poynter oldstyle text family of typefonts.	TX0005826263	1997

[11]	Font Bureau, Inc.	Computer programs for a QUIOSCO collection of typefonts.	TX0006580076	2002
[1 <u>2</u> ]	Font Bureau, Inc.	Computer programs for a Romeo family of typefonts.	TX0006445206	1991
[ 13 ]	Font Bureau, Inc.	Computer programs for a Village family of typefonts.	TX0006445209	1994
[ <u>14 ]</u>	Font Bureau, Inc.	Computer programs for a Wessex family of typefonts.	TX0006445207	1993
[ <u>15 ]</u>	Font Bureau, Inc.	Computer programs for an AMPLITUDE collection of typefonts.	TX0006580077	2003
[16]	Font Bureau, Inc.	Computer programs for an FB Century family of typefonts.	TX0006445208	1993
[ [ 17 ]	Font Bureau, Inc.	Computer programs for BELIZIO family of typefonts.	TX0006032153	2004
[ 18 ]	Font Bureau, Inc.	Computer programs for BENTON SANS family of typefonts.	TX0006032156	2003
[ <u>19 ]</u>	Font Bureau, Inc.	Computer programs for Berlin sans family of typefonts.	TX0006059042	2004
[20]	Font Bureau, Inc.	Computer programs for Bureau grotesque family of typefonts.	TX0005835098	1993
[ <b>2</b> 1 ]	Font Bureau, Inc.	Computer programs for Bureau Roman family of typefonts.	TX0005661334	2000
[22]	Font Bureau, Inc.	Computer programs for CALIFORNIAN FB family of typefonts.	TX0006032155	2004
[23]	Font Bureau, Inc.	Computer programs for CALIFORNIAN FB test and display of typefonts.	TX0006032157	2004
[ 24 ]	Font Bureau, Inc.	Computer programs for Caslon's Egyptian family of typefonts.	TX0005661335	1998
[ 25 ]	Font Bureau, Inc.	Computer programs for Eagle family of typefonts.	TX0006059043	1994

Resort results by:

Set Search Limits



	HALIBO APPENDENT OF STANDARD PROPERTY OF STANDARD FOR THE MANAGEMENT OF STANDARD STANDARD STANDARD STANDARD ST	Save, Print and Email (	Help Page)	
ĺ	Records	Select Format: Full Record	Format for Print/Save	

	<ul><li>All on Page</li><li>Selected On Page</li><li>Selected all Pages</li></ul>		our ema	il address	•			Email
Search for: Font Bureau			Search	by: Nam	ne (Cricht	on Michael;	Walt Disne	y Company)
25	records per page						Submit	Reset
		Heln	Search	History	Titles	Start Over	ſ	WARANIA AND AND AND AND AND AND AND AND AND AN

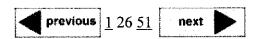
<u>Contact Us | Request Copies | Get a Search Estimate | Frequently Asked Questions (FAQs) about Copyright | Copyright Office Home Page | Library of Congress Home Page | Copyright | Copyright Office Home Page | Copyright </u>



# **Public Catalog**

Copyright Catalog (1978 to present)

Search Request: Left Anchored Name = Font Bureau Search Results: Displaying 26 through 50 of 70 entries.



Resort results by:

Set Search Limits

#	Name (NALL) <	Full Title	Copyright Number	Date
[ <u>26 ]</u>	Font Bureau, Inc.	Computer programs for GIZA family of typefonts.	TX0006032154	1994
[ <u>27 ]</u>	Font Bureau, Inc.	Computer programs for GLOBE MADISON family of typefonts.	TX0005809154	1996
[28]	Font Bureau, Inc.	Computer programs for GREYLOCK family of typefonts.	TX0005809150	1997
[ <u>29</u> ]	Font Bureau, Inc.	Computer programs for HITECH type fonts.	TX0005545361	1989
[30]	Font Bureau, Inc.	Computer programs for LAKIS family of typefonts.	TX0005661333	2000
[31]	Font Bureau, Inc.	Computer programs for Letras Old Style family of typefonts.	TX0005661337	2000
[ 32 ]	Font Bureau, Inc.	Computer programs for Miller family of typefonts.	TX0005835093	1997
[ 33 ]	Font Bureau, Inc.	Computer programs for NATURE type fonts.	TX0005545362	1989
[ 34 ]	Font Bureau, Inc.	Computer programs for Pistilli family of typefonts.	TX0005835092	1998
[35]	Font Bureau, Inc.	Computer programs for RACEWAY family of typefonts.	TX0005809144	1995

[36]	Font Bureau, Inc.	Computer programs for RATS family of typefonts.	TX0005813394	1998
[37]	Font Bureau, Inc.	Computer programs for RAVIE family of typefonts.	TX0005813389	1999
[ 38 ]	Font Bureau, Inc.	Computer programs for REACTOR FB family of typefonts.	TX0005813390	1996
[ <u>39 ]</u>	Font Bureau, Inc.	Computer programs for REINER SCRIPT family of typefonts.	TX0005813391	1994
[ 40 ]	Font Bureau, Inc.	Computer programs for RHODE family of typefonts.	TX0005813388	1998
[41]	Font Bureau, Inc.	Computer programs for ROCKET family of typefonts.	TX0005813387	2000
[ 42 ]	Font Bureau, Inc.	Computer programs for ROXY family of typefonts.	TX0005895229	1993
[ 43 ]	Font Bureau, Inc.	Computer programs for SAMSANS family of typefonts.	TX0005813393	2000
[ 44 ]	Font Bureau, Inc.	Computer programs for Scotch FB family of typefonts.	TX0006436853	1994
□ [ 45 ]	Font Bureau, Inc.	Computer programs for SHIMANO family of typefonts.	TX0005809152	1995
[ 46 ]	Font Bureau, Inc.	Computer programs for SHOGUN family of typefonts.	TX0005809153	1996
□ [47]	Font Bureau, Inc.	Computer programs for SHOWCARD GOTHIC family of typefonts.	TX0005809145	1994
□ [ 48 ]	Font Bureau, Inc.	Computer programs for SHOWCARD MODERNE family of typefonts.	TX0005809146	1995
[ 49 ]	Font Bureau, Inc.	Computer programs for SKYLINE family of typefonts.	TX0005809147	1992
[ <u>50</u> ]	Font Bureau, Inc.	Computer programs for SLOOP family of typefonts.	TX0005809143	1994

Resort results by:

Clear Selected Retain Selected

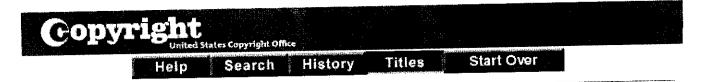
previous 1 26 51 next

ſ		Save, Print and Email (Help Page)	
	Records	Select Format: Full Record Format for Print/Save	

2 of 3 12/11/2008 5:57 PM

○ All on Page ○ Selected On Page ○ Selected all Page	Enter your email address: Em	ail
Search for: Font Bureau 25 records per page	Search by: Name (Crichton Michael; Walt Disney Company)	<u> </u>
	Help Search History Titles Start Over	

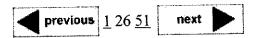
<u>Contact Us | Request Copies | Get a Search Estimate | Frequently Asked Questions (FAQs) about Copyright | Copyright Office Home Page | Library of Congress Home Page | Copyright Congress Home Page | Copyright Copyrig</u>



# **Public Catalog**

Copyright Catalog (1978 to present)

Search Request: Left Anchored Name = Font Bureau Search Results: Displaying 26 through 50 of 70 entries.



Resort results by:

Set Search Limits

#	Name (NALL) <	Full Title	Copyright Number	Date
[ <u>26 ]</u>	Font Bureau, Inc.	Computer programs for GIZA family of typefonts.	TX0006032154	1994
[ 27 ]	Font Bureau, Inc.	Computer programs for GLOBE MADISON family of typefonts.	TX0005809154	1996
[] [ 28 ]	Font Bureau, Inc.	Computer programs for GREYLOCK family of typefonts.	TX0005809150	1997
 [ <u>2</u> 9 ]	Font Bureau, Inc.	Computer programs for HITECH type fonts.	TX0005545361	1989
[ 30 ]	Font Bureau, Inc.	Computer programs for LAKIS family of typefonts.	TX0005661333	2000
[31]	Font Bureau, Inc.	Computer programs for Letras Old Style family of typefonts.	TX0005661337	2000
[32]	Font Bureau, Inc.	Computer programs for Miller family of typefonts.	TX0005835093	1997
☐ [ 33 ]	Font Bureau, Inc.	Computer programs for NATURE type fonts.	TX0005545362	1989
[34]	Font Bureau, Inc.	Computer programs for Pistilli family of typefonts.	TX0005835092	1998
[35]	Font Bureau, Inc.	Computer programs for RACEWAY family of typefonts.	TX0005809144	1995

[]		Computer programs for a QUIOSCO collection of typefonts.	TX0006580076	2002
 [ 12 ]		Computer programs for a Romeo family of typefonts.	TX0006445206	1991
 [ 13 ]	Font Bureau, Inc.	Computer programs for a Village family of typefonts.	TX0006445209	1994
[14]	Font Bureau, Inc.	Computer programs for a Wessex family of typefonts.	TX0006445207	1993
[15]	Font Bureau, Inc.	Computer programs for an AMPLITUDE collection of typefonts.	TX0006580077	2003
□ [16]	Font Bureau, Inc.	Computer programs for an FB Century family of typefonts.	TX0006445208	1993
 [ 17 ]	Font Bureau, Inc.	Computer programs for BELIZIO family of typefonts.	TX0006032153	2004
	Font Bureau, Inc.	Computer programs for BENTON SANS family of typefonts.	TX0006032156	2003
[19]	Font Bureau, Inc.	Computer programs for Berlin sans family of typefonts.	TX0006059042	2004
[ 20 ]	Font Bureau, Inc.	Computer programs for Bureau grotesque family of typefonts.	TX0005835098	1993
[21]	Font Bureau, Inc.	Computer programs for Bureau Roman family of typefonts.	TX0005661334	2000
[ 22 ]	Font Bureau, Inc.	Computer programs for CALIFORNIAN FB family of typefonts.	TX0006032155	2004
[ 23 ]	Font Bureau, Inc.	Computer programs for CALIFORNIAN FB test and display of typefonts.	TX0006032157	2004
[24]	Font Bureau, Inc.	Computer programs for Caslon's Egyptian family of typefonts.	TX0005661335	1998
[25]	Font Bureau, Inc.	Computer programs for Eagle family of typefonts.	TX0006059043	1994

Resort results by:

Clear Selected Retain Selected

previous 1 26 51 next

	Save, Print and Email ( <u>Help Page</u> )
Records	Select Format: Full Record Format for Print/Save

WebVoyage Titles Case 1:08-cv-05059-JBW-VVP Document 1 Filed 12/16/08 Page 27 of 68

<ul><li>All on Page</li><li>Selected On Page</li><li>Selected all Pages</li></ul>	}	our emai	l address:			Email
Search for: Font Bureau 25 records per page		Search	by: Nam	e (Cricht	on Michael; V	 ompany) Reset
					Start Over	

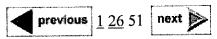
<u>Contact Us</u> | <u>Request Copies</u> | <u>Get a Search Estimate</u> | <u>Frequently Asked Questions (FAQs) about</u> <u>Copyright</u> | <u>Copyright Office Home Page</u> | <u>Library of Congress Home Page</u>



# **Public Catalog**

Copyright Catalog (1978 to present)

Search Request: Left Anchored Name = Font Bureau Search Results: Displaying 51 through 70 of 70 entries.



Resort results by:

Set Search Limits

#	Name (NALL) <	Full Title	Copyright Number	Date
[51]	Font Bureau, Inc.	Computer programs for SPIRA family of typefonts.	TX0005809151	2000
1		Computer programs for STAINLESS family of typefonts.	TX0005809149	2002
[ 53 ]	Font Bureau, Inc.	Computer programs for Starling family of typefonts.	TX0005661336	2001
[54]	Font Bureau, Inc.	Computer programs for STEREO family of typefonts.	TX0005813396	2003
[55]	Font Bureau, Inc.	Computer programs for STREAMLINE family of typefonts.	TX0005813395	2000
[ 56 ]	Font Bureau, Inc.	Computer programs for SUN family of typefonts.	TX0005661338	2000
[ <u>57</u> ]	Font Bureau, Inc.	Computer programs for TALON family of typefonts.	TX0005813392	1995
□ [ 58 ]	Font Bureau, Inc.	Computer programs for TASSE family of typefonts.	TX0005809148	1994
[ <u>59</u> ]	Font Bureau, Inc.	Computer programs for THORHAND family of typefonts.	TX0005813397	2003
[ 60 ]	Font Bureau, Inc.	Computer programs for THORHAND family of typefonts. By the Font Bureau, Inc.	TX0005947053	2003

[61]	Font Bureau, Inc.	Computer programs for Tribune century-light family of typefonts.	TX0005835094	1998
[62]	Font Bureau, Inc.	Computer programs for TRUTH type fonts.	TX0005545360	1989
[63]	Font Bureau, Inc.	Computer programs for Type O family of typefonts.	TX0005835096	1996
[ 64 ]	Font Bureau, Inc.	Computer programs for Vonnes family of typefonts.	TX0005835095	1997
[ 65 ]	Font Bureau, Inc.	Computer programs for Zenobia type fonts.	TX0005332237	1989
□ [66]	Font Bureau, Inc.	Simian display : chimpanzee.	TX0005428458	2001
[ 67 ]	Font Bureau, Inc.	Simiandisplayorangutan.	TX0005577844	2001
[ 68 ]	Font Bureau, Inc.	Simiantextchimpanzee.	TX0005577841	2001
[ 69 ]	Font Bureau, Inc.	Simiantextgorilla.	TX0005577842	2001
[ 70 ]	Font Bureau, Inc.	Simiantextorangutan.	TX0005577843	2001

Resort results	by:	 

Set Search Limits

Clear Selected	Retain Selected		
previous 1	<u>26</u> 51	next	

ļ	A CANADONIA DE SERVICIO DE LA CANADA DEL CANADA DE LA CANADA DE LA CANADA DE LA CANADA DEL CANADA DE LA CANADA DEL CANADA DE LA CANADA DE LA CANADA DE LA CANADA DEL CANADA DE LA CANADA DEL CANADA DE LA CANADA DE L	Save, Print and Email (Help Page)	
	Records	Select Format: Full Record Format for Print/Save	
	<ul><li>All on Page</li><li>Selected On Page</li><li>Selected all Pages</li></ul>	Enter your email address:	Email
Sear	ch for: Font Bureau	Search by: Name (Crichton Michael; Walt Disney Compa	any)
0.5	records per page	Submit Reset	1

Contact Us | Request Copies | Get a Search Estimate | Frequently Asked Questions (FAQs) about

Copyright | Copyright Office Home Page | Library of Congress Home Page

12/11/2008 5:57 PM

THE FONT BUREAU, INC.



# Single User Font Software License Agreem

### 1. PARTIES & GRANT OF LICENSE

The Font Bureau, Inc. (hereinafter "Licensor") having an office at 50 Melcher Street, Suite: Massachusetts 02210 grants to the purchaser of this typeface package (hereinafter "Licens non-transferable, non-exclusive right to use the Fonts (collectively and hereinafter "Font Scaccompanying this document (hereinafter "Agreement") on a total of not more than one (1 and/or Central Processing Unit (CPU).

### 2. TERMINATION

Licensor may terminate this Agreement for any material breach of this Agreement by Licen (30) days written notice to Licensee. The written notice shall identify the alleged breach(es and request a cure. If Licensee fails to cure the breach(es) within the thirty (30) day period shall automatically terminate. Upon termination of this Agreement for any reason, Licensee return all original Font Software and any accompanying written material to Licensor. Licens destroy all copies of the Font Software and certify to Licensor that all copies of the Font Software destroyed. In the event of termination due to breach by Licensee, nothing herein shall be c waiver of any of Licensor's rights or remedies under Equity or Law.

### 3. PERMITTED USES AND RESTRICTIONS

Licensee may make one copy of the Font Software for back-up purposes only. The back-up contain all the data contained in the original Font Software. Any back-up copy must promir copyright and trademark notices present on the original Font Software. Except as expressly this agreement, Licensee agrees not to decompile, reverse engineer, disassemble, modify, part, the Font Software, or rent, lease, loan, network, sub-license or distribute the Font Sof or in part, to any third party. Such third parties include, but are not limited to, clients, prin bureaus. Licensee agrees not to create derivative works based upon the design embodied in Software or the Font Software itself. Licensee agrees not to reformat the Font Software or rent Software in formats not supplied to Licensee by Licensor. Except as permitted herein, not to copy any written material which may accompany the Font Software.

### 4. EMBEDDING RESTRICTED

(a) Except as may be specifically permitted herein, all embedding and transmission of the prohibited. By way of example, not limitation, formats that may contain embedded fonts in not limited to the .pdf (Acrobat), Web Embedding Font Technology (WEFT), Flash and the The Font Software has been created using embedding bits which are intended to prevent e containing the embedded Font Software. Licensee hereby agrees not change, alter or other Font Software or the embedding bits characteristics of the Font Software. Licensee agrees t best efforts to prevent the transfer of the Font Software to unauthorized users when ember Software. (b) Licensee is authorized to create non-editable .pdf formatted documents using Software for the purposes of output printing at a service bureau or printer. (c) Licensee is r distribute documents using or containing embedded copies of the Font Software on the Int forms of distribution or downloading to unauthorized users. Such activities require the purc upgrade. If you wish to publish documents created by the embedding of the Font Software or wish to otherwise distribute or make such documents available for downloading to partie under this Agreement you must contact the Font Bureau to purchase the appropriate licens Licensee is not permitted to create or distribute to unlicensed parties documents or graphic embedded copy of the Font Software containing a facsimile of the entire or substantially all set of the typeface design embodied in the Font Software.

### 5. ASSIGNMENT

Licensee may not transfer or assign any right granted under this Agreement. In the event of the part of Licensee, this Agreement shall automatically terminate.

### ALL RIGHTS RESERVED

The Font Software is the exclusive property of the Licensor. The Font Software contains cop material, trade secrets, proprietary material and may be accompanied with other Confident the Licensor. The Font Software is protected under the laws of the United States and other Treaty Provisions. This Agreement shall not be construed as transferring any rights other the expressly permitted herein. Licensor reserves all copyrights, trademarks and any other forn property rights in and to the Font Software.

### 7. COMPLIANCE WITH LAWS

Licensee shall be responsible for compliance with all laws, foreign and domestic, including to, all United States laws and regulations relating to the control of exports or the transfer o

#### 8. CONFIDENTIALITY

Licensee shall take all reasonable steps to safeguard the Font Software from any unauthori: duplication, sublicensing or distribution. Furthermore, Licensee shall retain all Confidential furnished by Licensor in connection with or derived from the Font Software in strictest conf not publish or disclose such Confidential Information at any time during the term of this Aç its termination. Licensee further agrees that the terms and provisions of this Agreement sh Confidential.

### 9. LIMITATION OF LIABILITY

Licensee expressly acknowledges and agrees that use of the Font Software is at Licensee's as may be otherwise provided for herein, the Font Software and related documentation is p and without warranty of any kind and Licensor EXPRESSLY DISCLAIMS ALL WARRANTIES, I IMPLIED, INCLUDING, BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTAB FITNESS FOR A PARTICULAR PURPOSE. LICENSOR DOES NOT WARRANT THAT THE OPERAT FONT SOFTWARE WILL BE UNINTERRUPTED OR ERROR-FREE, OR THAT THE FONT SOFTWA DEFECTS. THE FONT SOFTWARE IS NOT INTENDED AND WAS NOT DESIGNED OR MANUFA USE IN ANY CIRCUMSTANCES WHERE THE FAILURE OF THE FONT SOFTWARE COULD LEAD PERSONAL INJURY, OR SEVERE PHYSICAL OR ENVIRONMENTAL DAMAGE. THE FONT SOFT\ FAULT TOLERANT AND IS NOT INTENDED FOR USE IN THE CONTROL OR OPERATION OF PF CONTROL DEVICES OR EQUIPMENT FOR MANUFACTURING, OR FOR USE IN NAVIGATIONAL FONT SOFTWARE IS NOT CLOCK SENSITIVE. THE PROPER FUNCTIONING OF THE FONT SO DEPENDENT UPON THE LICENSEE'S UTILIZATION OF YEAR 2000 (Y2K) COMPATIBLE HARD SOFTWARE. UNDER NO CIRCUMSTANCES SHALL LICENSOR BE LIABLE TO LICENSEE OR AI WHETHER IN CONTRACT OR TORT (INCLUDING NEGLIGENCE) OR OTHERWISE, FOR ANY S CONSEQUENTIAL, OR INCIDENTAL DAMAGES, INCLUDING LOST PROFITS, SAVINGS OR BL INTERRUPTION AS A RESULT OF THE USE OF THE FONT SOFTWARE EVEN IF NOTIFIED IN SUCH POSSIBILITY. Licensor's liability to Licensee shall in no event exceed the replacemen Software.

### 10. OTHER LAW

Some jurisdictions do not allow the exclusion or limitation of incidental, consequential, spe implied warranties. ANY IMPLIED WARRANTY OR CONDITION CREATED BY LAW IS ONLY EFTHE THIRTY (30) DAY WARRANTY PERIOD. THERE ARE NO WARRANTIES OR CONDITIONS AFTER THE THIRTY (30) DAY WARRANTY PERIOD. The exclusions noted above may not app Otherwise, and to the extent permissible by law, you agree that all implied warranties are a more than thirty (30) days or the shortest period of time allowed by law, which ever is less

### 11. GOVERNING LAW AND ARBITRATION

The validity, construction, and performance of this agreement shall be governed by the law

2 of 3 12/15/2008 2:23 PM

Commonwealth of Massachusetts without giving effect to its conflict of laws principles. Lice Licensee agree to settle all disputes, controversies, or claims relating to or arising from this accordance with the Commercial Arbitration Rules of the American Arbitration Association ( effect as of the Effective Date of this Agreement and in accordance with the applicable laws Commonwealth of Massachusetts. All Arbitration Conferences and Hearings will be held in I Massachusetts. In all other circumstances, the parties to this Agreement specifically consei jurisdiction of the state and federal courts of Massachusetts over any action arising out of c Agreement. Licensor expressly reserves any and all rights to pursue equitable relief including limited to, temporary restraining orders and preliminary injunctions, irrespective of the CAV

### 12. SEVERABILITY

If any provision of this Agreement is declared by a court of competent jurisdiction to be invalid provision, the remaining provisions of this Agreement shall continue in full force and  $\epsilon$  invalid provision shall be replaced by Licensor with a valid and enforceable provision that  $\pi$  effects the intent of the invalid provision.

### 13. WAIVER

No waiver by either party, whether express or implied, of any provision of this Agreement s continuing waiver of such provision or a waiver of any other provision of this Agreement. Neither party, whether express or implied, of any breach or default by the other party, shall waiver of any other breach or default of the same or any other provision of this Agreement.

#### 14. ENTIRE AGREEMENT

This Agreement constitutes the entire understanding between the parties and supersedes agreements, promises, representations and negotiations between the parties concerning th

### 15. CAPTIONS

The captions of the sections of this Agreement are for convenience only and shall not contra meaning or construction of any of the terms or provisions of this Agreement.

@1996-2008 The Font Bureau, Inc.



Order Number: 50409105

Ship To (license Info):
Font and Image America Inc.
David Chaves
1112 Weston Road

Weston, Fl, 33326
United States
fontandimage@cs.com

Bill To:
Font and Image America Inc.
David Chaves
1112 Weston Road

Weston, Fl, 33326

#### Licensee Info:

United States fontandimage@cs.com

Cart: 10944826504683552 IPAddress: Date: 09/06/2004 Time: 08:04:09 Customer: David Chaves Company: Font and Image America Inc. Address1: 1112 Weston Road Address2: City: Weston State: Fl Zip: 33326 Country: United States Phone: 9543853437 Fax: 9543853437 Comments: pc Shipping: web Source: 9543853437 email: fontandimage@cs.com payment: cc account: \*\*\*\*\*\*\*\*\*\*7944 expMonth: 9 expYear: 2005 Message from MacAuthorize: Approved, This transaction has been

Product Code Lic Qty Price Extended

approved.<br>Hash: 1DF47FA89EB943FBD163A7050FA16834

BureauGrotesque-ThreeSeven 1 1 40.00 40.00

tax: 0.00 shipping: 0.00 grand total: 40.00

Credit card authorization: 275904 Status of Authorization: Approved

MacAuthorize Response: This transaction has been approved. <br>Hash:

1DF47FA89EB943FBD163A7050FA16834

MacAuthorize Batch#:

MacAuthorize Item# in Batch:

Case 1:08-cv-05059-JBW-VVP Document 1 Filed 12/16/08 Page 36 of 68

# 2008 FOR PROFIT CORPORATION ANNUAL REPORT

DOCUMENT# V58341

Entity Name: FONT & IMAGE AMERICA INC.

4012 CROSSBILL LANE

FORT LAUDERDALE, FL 33331

Address:

City-St-Zip:

FILED Apr 29, 2008 Secretary of State

Current Principal Place	ncipal Place of Business: New Principal Place of Business:		
4012 CROSSBILL LANE FORT LAUDERDALE, FL	. 33331		
Current Mailing Address	s:	New Mailing Address	:
4474 WESTON ROAD SUITE 207 DAVIE, FL 33331			
FEI Number: 65-0360994	FEI Number Applied For ( )	FEI Number Not Applicable ( )	Certificate of Status Desired ( )
Name and Address of Current Registered Agent: Name and Address of New Registered Agent:			
CHAVES, DAVID 4012 CROSSBILL LANE FORT LAUDERDALE, FL	33331 US		
The above named entity so in the State of Florida.	ubmits this statement for the purp	pose of changing its registered	office or registered agent, or both,
SIGNATURE:			
Electronic	Signature of Registered Agent		Date
Election Campaign Financing	Trust Fund Contribution ( ).		
OFFICERS AND DIRECTORS: ADDITIONS/		ADDITIONS/CHANGES	TO OFFICERS AND DIRECTORS:
Title: D () D	Delete	Title: (	) Change ( ) Addition

Address:

City-St-Zip:

I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Chapter 119, Florida Statutes. I further certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am an officer or director of the corporation or the receiver or trustee empowered to execute this report as required by Chapter 607, Florida Statutes; and that my name appears above, or on an attachment with an address, with all other like empowered.

SIGNATURE: DAVID CHAVES

MR.

04/29/2008

## **Domain- and Contact Search**

## DIFFICULT TO MAKE A CHOICE?

Råd & Röd, a Swedish magazine on consumers' topics, made a test of web hosting for the Swedish market during the spring of 2008. So did Internetworld, a Swedish Internet magazine. Their test can also be compared with earlier yearly tests since 2004.

- Råd & Röns test av webbhotell 2008
- Internetworlds test av webbhotell 2008

## **DETALJERAD INFORMATION OM KONTAKTEN**

Kontakt-ID

fontim0702-00001

Namn

Alexander Engelvik

Foretag

Font & Image America Inc

Organistionsnummer [US]65-0360994

E-postadress

alexander@fontshoponline.com

Adressrad 1

4474 Weston Road, PMB 207

Adressrad 2

dressrad 2

Adressrad 3

Postnummer 33331

Stat eller provins

Ort

Davie, FL

Land

US +00.0

Telefon Fax

-

Skapad

2007-02-09

Senast ändrad

